

CRIMINAL DOCKET - U.S. District Court				U.S. District Court - EAST FIRST MID. DIST. CT.				Mo. 10 Day 16 Yr. 92				Docket No. 00427 01			
Assigned 3920		WRIT		JUVENILE		BLUBAUGH, Michael A.		01		Def.		U.S. CASE		HE	
District 0539 Off 03		Judge/Magistr.		OFFENSE ON INDICTMENT		U.S. TITLE/SECTION		OFFENSES CHARGED		ORIGINAL COURT		JURY		JURY	
18:371		Conspiracy pertaining to bank fraud.		Ct. 1 (10-16-92)		1									
18:1344 & 2		Bank fraud.		Ct. 2 (12/85 thru 1/86)		1									
26:7206(1)		False Income Tax RETURN (10/15/87)				1									
SUPERSEDING COUNTS															
INTERVAL ONE				END ONE AND/OR BEGIN TWO (OR RESTART PERIOD TO TRIAL)				END INTERVAL TWO							
KEY DATE		arrest		KEY DATE		Indictment filed/unsealed		KEY DATE		a) 1st appears on pending charge /R40		Dismissal		After N.G.	
EARLIEST OF		sum'ns		10-16-92		consent to Magr. trial on complaint		10-30-92		b) Receive file R20/21		Guilty		After nolo	
		custody		APPLICABLE		X Information				c) Supsdg: Indt Inf		Nolo			
		appears on complaint				X Felony-W/ waiver				d) Order New trial		Trial (voir dire) began			
										e) Remand f) G/P Withdrawn		Jury		N.J.	
1st appears with or waives counsel		ARRAIGNMENT		1st Trial Ended		RE TRIAL		2nd Trial Began		DISPOSITION DATE 10-30-92		SENTENCE DATE 12-9-94		PTD Noted Pros.	
														FINAL CHARGES DISMISSED on S.T. grounds W.P. WOP on def motion on gov't motion	
III. MAGISTRATE															
Search Warrant		Issued		DATE		INITIAL/NO.		INITIAL APPEARANCE DATE		INITIAL/NO.		OUTCOME:			
Return								PRELIMINARY EXAMINATION				DISMISSED			
Summons		Issued						Date Scheduled				HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT			
Served								OR Date Held				HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW			
Arrest Warrant Issued								REMOVAL OR HEARING							
COMPLAINT								WAIVED NOT WAIVED		Tape Number					
Date of Arrest								INTERVENING INDICTMENT							
OFFENSE (In Complaint)															
Show last names and suffix numbers of other defendants on same indictment/information:															
ATTORNEYS															
U. S. Attorney or Asst.															
Scott J. Thorley, AUSA.															
Defense: 1 X CJA. 2 Ret. 3 Waived. 4 Self. 5 Non / Other. 6 PD. 7 CD															
Mr. Thomas S. Brandon, Jr. GANDY, MITCHENER SWINDLE AND WHITAKER 3500 City Center Tower II 301 Commerce Street Fort Worth, Texas 76102-4135															
FINE AND RESTITUTION PAYMENTS															
DATE		RECEIPT NUMBER		C.D. NUMBER		DATE		RECEIPT NUMBER		C.D. NUMBER		Docket Entries Begin On Reverse Side			
APPEALS FEE PAYMENTS															

IV. NAMES & ADDRESSES OF ATTORNEYS, SURETIES, ETC.

Case 3:92-cr-00427-D Document 1 Filed 10/15/92 Page 2 of 4 PageID 2		EXCLUDABLE DELAY				
DATE	DOCUMENT NO.	MA TE 1 DO 3 ET MULT PLE DEFENDAN CA E	PAGE 2 OF 4	Star Date End Date	Lit Code	Total Days
1992		(OPTIONAL) Show last names of defendants				
		V. PROCEEDINGS				
Oct 16		INFORMATION.	gs			
		WAIVER OF INDICTMENT.	gs			
		CONSENT TO FILE.	gs			
		WAIVER OF SPEEDY TRIAL	gs			
		FACTUAL RESUME.	gs			
		PLEA AGREEMENT.	gs			
Oct 30		Filed ORDER FOR COURT APPOINTED ATTORNEY to Thomas S. Brandon. Atty. notified by letter and telephone of appt. cys: judge, ausa, pt, esther	WFS/bw			
		Filed AUTHORIZATION FOR DISTRIBUTION OF AVAILABLE PRIVATE FUNDS...deft. pay \$1,500.00 into the registry of the District Clerk as partial payment of appointed attorney's fee within 20 days of the date of this order. cys: financial, pt, ausa, deft.	WFS/bw			
Oct 30		M.O...ARRAIGNMENT. Deft pled guilty to CTS. 1,2 & 3. PA & FR filed. Sentencing set for 1/8/93. Cont'd on bond. Attys present: G: S. Thorley, D: T. Brandon	mjl			
Dec 17		MOTION FOR POSTPONEMENT OF SETNENCING DATE. (Govt.)	gs			
Dec 21		ORDER... that the Govt., unopposed 12/17/92 motion for postponement of sentencing is GRANTED. Dist/dkt 12/21/92.	SAF/ga			
JUL 2		ORDER...requiring AUSA to file a status report concerning the appropriateness of setting a sentienicing date in this case... report due on or before 08/15/93 dist 07/02/93 dkt'd 07/09/93	SAF/lat			
1994						
Jan 12		ORDER...Within 15 days of this order the govt shall pro- vide the court a status letter advising whether the deft can be scheduled promptly for sentencing and if not an estimatedtime-frame for setting a sentencing date. Dist 1/13/94 Dkt'd 2/16/94	SAF/cm			
9/29/94		ORDER...Sentencing of this defendant is set for Friday, October 21, 1994, 9:00 dkt'd 10/3/94, mld 10/3/94	SAF/cjb			
10/12/94		DEFENDANT'S MOTION TO CONTINUE SENTENCING DATE. Dkt'd 10/19/94	cjb			
10/14/94		THE UNITED STATES' SENTENCING MEMORANDUM dkt'd 10/19/94	cjb			
10/17/94		ORDER...Defendant's 10/12/94 mtn to continue sentencing date is granted. Sentencing reset to 12/9/94, 9:00. dkt'd 10/19/94. mld 10/19/94	SAF/cjb			

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UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

U. S. vs

MICHAEL A BLUBAUGH

Page 3

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Yr. Docket No. Def.

AO 256A

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
11/22/94	FDIC'S AFFIDAVIT OF LOSS dkt'd 11/30/94 cjb				
DEC 2	DEFENDANT'S SENTENCING REPORT & RESPONSE TO SENTENCING REPORT OF THE USA SVC				
	EXHIBITS & LETTERS ATTACHED TO RESPONSE & SENTENCING REPORT OF DEFT. SVC				
DEC 7	DFT'S MOTION TO DISREGARD OR STRIKE SVC				
	USC' RESPONSE TO DFT'S MOTION TO DISREGARD OR STRIKE THE F.D.I.C's LOSS AFFIDAVIT SVC				
12/12/94	JUDGMENT RE MICHAEL A BLUBAUGH...Dft pleaded guilty to counts 1,2 and 3 of a 3-count information...Count 1 - committed to custody of Atty Gen for term of one year; assessment of \$50.00; dft make restitution in amt of \$11,326,032.46 payable to US Atty's Office...COUNT 2 term of one year; special assesment \$50; restitution in amt of \$15,221.403.00...COUNT 3 - imposition of sentence is suspended and defendant placed on probation for term of 3 years on standard terms and conditions of probation. IT IS ORDERED that sentences on Counts 1, 2, and 3 shall run consecutive to one another. Dft report to designated institution on 1/10/95, no later than 2:00 dkt'd 12/20/94 SAF/cjb				
12/9/94	MO...re sentencing. Sentencing held, plea agreement accepted; deft committee to custody of BOP to be imprisoned for a otal term of 1 year. Restitution order, See J&C. \$150.00 special assessment on Counts 1,2, &3. Deft ordered to surrender to institution on 1/10/95, NLT 2:00. Bond continued. ckt'd 12/20/94				
2/24/95	DEFENDANT'S MOTION FOR Reduction of Sentence and/or clarification of judgment dkt'd 2/24/95 cjb				
2/28/95	ORDER...def's 2/24/95 mtn for reduction of sentence is DENIED. His mtn for clarification is DENIED. The court is not required to state whether a sentence is imposed purs to former 18 USC Sec 4205(a) or (b)(1). Unless the court expressly designates the sentence as one imposed, eligibility for release on parole is governed by Sec 4205(a) dkt'd 2/28/95 mld 2/28/95 SAF/cjb				

**SEE NEXT PAGE**Interval  
(per Section II)Start Date  
End DateLtr. Total  
Code Days

UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

AO 256A

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
	(Document No.)	(a)	(b)	(c)	(d)
1996					
7/22	<p><b>ORDER FOR PETITION UNDER SUPERVISION MODIFYING CONDITIONS OF RELEASE-</b> The court orders that any part of the \$26,547,435.46 restitution ordered by the judgment remains unpaid after 7/23/96 the dft shall make payments at the rate of no less than \$500 per mth to the U S Atty office, Ft Worth Finan Litig. Unit for disbursement to FDIC as receiver for San Angelo Assoc and Western Assoc. of Texas. dist 7/23 SF/lh</p>				

Interval  
(per Section 11)Start Date  
End DateLtr. Total  
Code Days